

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q73663

Masaaki SAKAI

Allowed: February 27, 2009

Appln. No.: 10/539,706

Group Art Unit: 1793

Confirmation No.: 4822

Examiner: ZIMMER, Anthony J.

Filed: June 17, 2005

For: HETEROPOLYACID AND OR ITS SALT SUPPORTED CATALYST, PRODUCTION
PROCESS OF THE CATALYST AND PRODUCTION PROCESS OF COMPOUND
USING THE CATALYST

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98**

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following:
U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application

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(whichever is earlier), but before payment of the Issue Fee, and therefore the fee of \$180.00 under 37 C.F.R. § 1.17(p) is being remitted, and a Statement Under 37 C.F.R. § 1.97(e).

Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents (Office Action dated January 28, 2009 in Japanese Patent Application No. 2003-419867).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following explanations: Applicant is providing English-language abstracts for all Japanese patent documents cited, which constitute a concise statement of the relevance of these documents.

The listed JP 2002-316048 corresponds to WO 02/000589, which was cited in the Information Disclosure Statement filed on January 14, 2005 and which constitutes a concise statement of the relevance of this document.

The listed JP 2000-218160 corresponds to US 6,632,771, which constitutes a concise statement of the relevance of this document.

The listed JP 09-118647 corresponds to EP 0 757 027, which constitutes a concise statement of the relevance of this document.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: April 27, 2009

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

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P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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